

1 QUIN DENVER, Bar #49374  
2 Federal Defender  
3 DAVID M. PORTER, Bar #127024  
Assistant Federal Defender  
3 801 "I" Street, 3rd Floor  
Sacramento, California 95814  
4 Telephone: (916) 498-5700

5 Attorneys for Petitioner  
STEVEN DIAZ  
6  
7

8 IN THE UNITED STATES DISTRICT COURT  
9 FOR THE EASTERN DISTRICT OF CALIFORNIA

10  
11 STEVEN DIAZ, ) No. CIV S-05-0376 MCE CMK  
12 Petitioner, ) MOTION FOR SUBSTITUTION OF COUNSEL;  
13 v. ) AND ORDER  
14 DERRAL ADAMS, )  
15 Respondent. )  
16

17 Petitioner STEVEN DIAZ hereby moves this Court for an order  
18 substituting Michael Bigelow, 428 "J" Street, Suite 358, Sacramento,  
19 California, 95814, telephone, (916) 443-0217 as counsel for the  
20 petitioner in the above-entitled case. The Federal Defender's Office has  
21 determined that it is currently unable to continue its representation of  
22 petitioner. Mr. Bigelow has agreed to represent petitioner. He is an  
23 experienced criminal defense attorney, with extensive experience in  
24 federal habeas corpus cases. A copy of the court's file in this case  
25 will be forwarded to Michael Bigelow.

26 ////  
27 ////  
28 ////

1 Michael Bigelow is aware of any deadlines in this case. He has  
2 authorized the undersigned to sign this substitution motion on his  
3 behalf.

4

5 Respectfully submitted,

6 QUIN DENVIR  
7 Federal Defender

8 Dated: October 31, 2005

9 /s/ David M. Porter  
10 DAVID M. PORTER  
11 Assistant Federal Defender  
12 Attorneys for Petitioner  
13 STEVEN DIAZ

14 Dated: October 31, 2005

15 /s/ Michael B. Bigelow  
16 MICHAEL B. BIGELOW

17 \*\*\*\*\*

18 Pursuant to this Motion for Substitution of Counsel and for the  
19 reasons stated therein, IT IS HEREBY ORDERED that Michael B. Bigelow  
20 shall be substituted in as counsel for Petitioner in place of the Office  
21 of the Federal Defender for the Eastern District of California.

22 DATED: November 1, 2005.

23   
24 CRAIG M. KELLISON  
25 UNITED STATES MAGISTRATE JUDGE